



REGISTRAR OF REGULATIONS
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COMMONWEALTH of VIRGINIA

Department of Health DIVISION OF SHELLFISH SANITATION

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Richmond, VA 23219

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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 101-020, CHINCOTEAGUE CHANNEL AND VICINITY

EFFECTIVE 16 MAY 2007

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §9-6.14:4.1, B.16 of the *Code of Virginia*:


1. The "Notice and Description of Shellfish Area Condemnation Number 101-020, Chincoteague Island and Vicinity," effective 20 April 2006, is canceled effective 16 May 2007.
2. The shellfish condemnation area Number 101-020, shown as Sections A through G is hereby established effective 16 May 2007. As to Sections A, B and C, it shall be unlawful for any person, firm, or corporation to take shellfish from this area for any purpose, except by permit granted by the Marine Resources Commission, as provided in § 28.2-810 of the *Code of Virginia*. As to Sections D through G, it shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose. The boundaries of these areas are shown on the map titled "Chincoteague Channel and Vicinity, Condemned Shellfish Number 101-020, 16 May 2007" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 101-020

- A. The condemned area shall include all of that portion of Chincoteague Channel inland of a line drawn from latitude/longitude map coordinate (37°56'26.8", -75°22'06.0") to map coordinate (37°56'27.5", -75°22'07.1"), around the marsh to map coordinate (37°56'28.7", -75°22'17.0"), to map coordinate (37°56'21.8", -75°22'28.4"), and along the eastern side of this island to map coordinate (37°55'58.1", -75°23'10.9"), then on to map coordinate (37°55'38.1", -75°23'29.4"), to map coordinate (37°55'02.5", -75°23'41.9"), to map coordinate (37°54'44.5", -75°24'00.0"), to map coordinate (37°54'23.2", -75°24'28.1"), to map coordinate (37°54'15.7", -75°24'34.6"), and on to the shore of Chincoteague Island at map coordinate (37°54'01.5", -75°24'26.5"); but shall exclude the areas described in Sections C through F.

- B. The condemned area shall include all of that portion of Chincoteague Bay inland of a line drawn from latitude / longitude map coordinate (37°57'00.5", -75°21'29.5") to map coordinate (37°56'36.4", -75°22'06.8"), southwesterly to map coordinate (37°56'28.4", -75°22'06.3"), to map coordinate (37°56'27.8", -75°22'05.2").
- C. The condemned area shall include that portion of Fowling Gut and all of Andrews Landing Gut inland of a line drawn from latitude / longitude map coordinate (37°53'58.2", -75°23'43.4") to map coordinate (37°53'58.3", -75°23'41.8"); as well as inland of a line drawn from map coordinate (37°54'37.6", -75°23'57.5") to map coordinate (37°54'37.8", -75°23'57.3"); as well as inland of a line drawn from map coordinate (37°54'31.2", -75°24'05.8") to map coordinate (37°54'31.0", -75°24'06.0"); but excluding the area defined as Section D.
- D. The condemned area shall include that portion of Fowling Gut upstream of a line drawn from latitude / longitude map coordinate (37°54'37.8", -75°23'57.3") to map coordinate (37°54'37.8", -75°23'57.3").
- E. The condemned area shall include all of that portion of Chincoteague Channel in the vicinity of the United States Coast Guard station inland of a line drawn from latitude/longitude map coordinate (37°55'58.6", -75°22'52.1"), to map coordinate (37°56'00.6", -75°22'54.6"), to map coordinate (37°55'54.1", -75°23'04.7"), to map coordinate (37°55'50.9", -75°23'01.7").
- F. The condemned area shall include all of that portion of Chincoteague Channel inland of a line drawn from latitude/longitude map coordinate (37°56'14.0", -75°22'24.6"), to map coordinate (37°56'14.4", -75°22'25.2"), to map coordinate (37°56'08.6", -75°22'32.4"), to map coordinate (37°56'08.0", -75°22'31.6").
- G. The condemned area shall include all of that portion of Lewis Creek southwest of a line drawn from latitude/longitude map coordinate (37°56'28.4", -75°22'06.3") to map coordinate (37°56'27.8", -75°22'05.2"); as well as northeast of a line drawn from map coordinate (37°56'27.5", -75°22'07.1") to map coordinate (37°56'26.8", -75°22'06.0").

Recommended by:



Director, Division of Shellfish Sanitation

Ordered by:



State Health Commissioner

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Date

**Virginia Department of Health
Chincoteague Channel and Vicinity
Condemned Shellfish Area Number 101-020
16 May 2007**

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